GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – Forest Department – Disciplinary action against Sri N. Yousuf, Forest Section Officer(Retd), Macherla Range Of Guntur Division – Inquiry finalized and Findings received – Imposition of a penalty of 2% cut in pension permanently - Show-Cause-Notice issued - Explanation received – Final Orders – Issued.

ENVIRONMENT, FORESTS, SCIENCE & TECHNOLOGY (FOR.IV) DEPARTMENT

G.O.MS.No.61 Dated:04-07-2016.

Read the following:

1. From the PCCF, A.P., Hyderabad, Lr. Ref. No. 30621/2005/PXA1, dt. 24.12.2005.
2. G.O. Ms. No.3, EFS&T(For.IV) Dept., dt. 4.1.2007.
3. From the PCCF, Lr. Ref. No. 30621/2005/K1, dt. 31.05.2008 and 22.04.2009.
4. G.M. No. 71/For.IV/A2/2006-4, dt. 23.05.2009.
5. Explanation dt. 26.6.2009 of Sri N. Yousuf, FSO(Retd)
6. From the PCCF, Lr. Ref. No. 30621/2005/K1, dt. 16.07.2009.
7. G.M. No. 71/For.IV/A2/2006-6, dt.06.08.2009 .
8. D.O. Lr. No. 71/For.IV/A2/2006, dt. 23.2.2016.
9. Govt., Lr. No. 71/For.IV/A2/2006, dt. 20.05.2016.
10. From the Prl. Secretary, APPSC, Lr. No. 371/DC&C/2/2016, dt. 23.06.2016.

*****

In the ref. Ist read above, the Principal Chief Conservator of Forests, A.P., Hyderabad has informed that Sri N.Yousuf, Forest Section Officer (retired on 31-8-2004), Macherla Range of Guntur Division allegedly committed certain irregularities during the year 2002-2003 for incurring excess expenditure of Rs.91,541/- and certain other lapses are proved as per the preliminary enquiry conducted by the Divisional Forest Officer, Vigilance-III , O/o .Prl. Chief Conservator of Forests, A.P. Hyderabad.

2. In the reference second cited, sanction was accorded for initiating departmental proceedings against Sri N.Yousuf, Forest Section Officer (Retired) under sub-clause(i) of clause(b) of sub-rule(2) of Rule 9 of the A.P.Revised Pension Rules,1980.

3. Accordingly an Article of Charge was issued against Sri N.Yousuf, Forest Section Officer of Guntur Division who retired on 31-8-2004 by the Divisional Forest Officer, Guntur in his Ref.No.654/07/S1, dt.23-3-2007 on the following count:

Article: Gross neglect of his duty by committing grave irregularities in execution of works resulting in misappropriation of Government funds to a tune of Rs.91,541/- without execution of works by booking excess expenditure for quantity of works than the actual quantity turned out.

4. The Charged Officer has acknowledged the Article of Charge on 23-3-2007 and submitted his written explanation on 15-5-2007. The FRO, Macherla Range was appointed as presenting Officer vide Divisional Forest Officer, Guntur Ref.No. 654/07/S1, dt.2-7-2007. The Enquiry Officer i.e., Divisional Forest Officer , Guntur has observed that Sri N.Yousuf , the then Forest Section Officer, Macherla has paid the entire amount to the contractor and failed to extract the work from the contractor for the amount charged and the Government sustained loss of Rs.91,541/-. Hence the charge of gross neglect of his duty by committing grave irregularities in execution of works resulting in misappropriation of Government funds to a tune of Rs.91,541/- without execution of works by booking excess expenditure for more quantity of works, than the actual quantity turned out was proved against the charged officer beyond any reasonable doubt.

5. The Charged Officer, Sri N.Yousuf, FSO, Macherla Range of Guntur Division retired from service attaining the age of superannuation on 31-08-2004. Hence the disciplinary proceedings are continued under Rule -9 of A.P. Revised Pension Rules, 1980.

6. With reference to the enquiry officer's report, report of the Prl. Chief Conservator of Forests and material made available, it was observed that the Charged Officer was found guilty of the charge and provisionally it was decided to impose a penalty of recovery of Rs.91,541/- from the pensionary benefits of Sri

N.Yousuf, Forest Section Officer (Retd), Macherla Range of Guntur Division for the charge held proved against him as a measure of punishment under Rule -9 of A.P. Revised pension Rules,1980.

7. Accordingly a Show-Cause-Notice was issued to the retired officer vide reference 4th read above. The PCCF vide reference 6th read above has informed that, the Charged Officer submitted his further defense statement dt.26-06-2009 in which he stated that he has not misused the Government money and no higher authority has pointed out any omissions and the above fact has been agreed by the Divisional Forest Officer (Vig), Hyderabad. The Prl.Chief Conservator of Forests has also informed that, that as already brought out, there is no misappropriation of funds by the Charged Officer, but he failed to extract work from the contractor and therefore requested the Government to consider the representation sympathetically and communicate the final orders in the matter.

9. Government, after careful examination of the matter hereby order to impose a penalty of 2% cut in pension permanently against Sri N. Yousuf, FSO(Retd) formerly worked as FSO, Macherla Section, under Rule 9 of A.P. Revised Pension Rules, 1980.

10. The Principal Chief Conservator of Forests, A.P. Hyderabad shall take action accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

P.V.RAMESH
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Principal Chief Conservator of Forests, A.P., Hyderabad.
The Individual (through Principal Chief Conservator of Forests).

Copy to:
The Accountant General (A&E) A.P., Hyderabad.
The Director of Treasuries & Accounts, Hyderabad, A.P.
The Principal Secretary, A.P. Public Service Commission, Hyderabad
(with ref. to Lr.No. 371/DC&C/2/2016, dt.23.06.2016).

Sf./Sc.

//FORWARDED :: BY ORDER//

SECTION OFFICER